

The resolution was read and was adopted.

Bill Ordered Not Printed

On motion of Senator Bell, and by unanimous consent, Senate Bill No. 54 was ordered not printed.

Resolution Signed

The President signed in the presence of the Senate, after giving due notice thereof, the following resolution:

H. C. R. No. 8, Commending the United States Navy for the undertaking and successful completion of their operation with the Naval Air Reserve from Texas.

Adjournment

On motion of Senator Weinert, the Senate at 11:20 o'clock a.m. today adjourned until 10:30 o'clock a.m. tomorrow.

TENTH DAY

(Thursday, January 27, 1949)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Lock
Ashley	Martin
Bell	McDonald
Bracewell	Moffett
Bullock	Moore
Carney	Morris
Colson	Phillips
Corbin	Proffer
Cousins	Shofner
Hazlewood	Strauss
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Vick
Lane	

Absent—Excused

Hardeman	Hudson
Harris	Weinert

A quorum was announced present.

Reverend Frank Luker, Chaplain, offered the invocation.

On motion of Senator Phillips, and by unanimous consent, the reading of the Journal of the proceedings of yes-

terday was dispensed with and the Journal approved.

Leaves of Absence Granted

Senator Hardeman was granted leave of absence for today on account of importance business on motion of Senator Phillips.

Senator Hudson was granted leave of absence for today on account of important business on motion of Senator Bullock.

Senator Harris was granted leave of absence for today on account of important business on motion of Senator McDonald.

Senator Weinert was granted leave of absence for today on account of important business on motion of Senator Strauss.

Reports of Standing Committees

Senator Bullock submitted the following reports:

Austin, Texas,
January 27, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred S. B. No. 56, have had the same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass and be not printed.

BULLOCK, Chairman.

Austin, Texas,
January 27, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred S. B. No. 52, have had the same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass and be printed.

BULLOCK, Chairman.

Senator Jones submitted the following report:

Austin, Texas,
January 27, 1949.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred S. B. No. 87, have had same under consideration, and I am instructed to report it back to the

Senate with the recommendations that it do pass and be mimeographed.

JONES, Chairman.

Senate Bills on First Reading

The following bills were introduced, read severally first time and referred to the committees indicated:

By Senator Taylor:

S. B. No. 133, A bill to be entitled "An Act making appropriations for the support and maintenance of the executive and administrative departments and agencies of the State Government for the two-year period beginning September 1, 1949, and ending August 31, 1951, and for payment of other specified claims and items; etc., and declaring an emergency."

To Committee on Finance.

By Senator Taylor:

S. B. No. 134, A bill to be entitled "An Act fixing and determining a method of per capita appropriations for educational institutions of higher learning, and declaring the policy thereof; prescribing certain rules and regulations to be followed in determining said appropriations; requiring audits; making appropriations for the support, maintenance, buildings, and improvements of the several State institutions of higher learning for the two fiscal years, beginning September 1, 1949, and ending August 31, 1951, both dates inclusive; and for certain other educational agencies of the State; prescribing certain restrictions concerning the expenditures of said appropriations; containing a saving clause; and declaring an emergency."

To Committee on Finance.

By Senator Taylor:

S. B. No. 135, A bill to be entitled "An Act making an appropriation for the support and maintenance of the Judiciary of the State of Texas for the biennium beginning September 1, 1949, and ending August 31, 1951; requiring certain fees paid to clerks or officers of all Appellate Courts to be deposited monthly in the State Treasury; prescribing certain rules and restrictions respecting the expenditures of appropriations made herein; suspending all laws in conflict herewith; declaring the invalidity of any portion of this Act shall not affect any

other portion; and declaring an emergency."

To Committee on Finance.

By Senator Taylor:

S. B. No. 136, A bill to be entitled "An Act making appropriations for the support, maintenance and improvement of the Eleemosynary and Reformatory Institutions of the State of Texas for the two-year period beginning September 1, 1949, and ending August 31, 1951; and prescribing certain regulations and restrictions in respect to the expenditure of said appropriations; providing a savings clause; and declaring an emergency."

To Committee on Finance.

By Senator Taylor:

S. B. No. 137, A bill to be entitled "An Act relating to the salaries of all State Officers except the salaries and other compensation of District Judges and except those Constitutional State Officers whose salaries are specifically fixed by the Constitution; specifically providing that the Legislature shall fix the amount of compensation to be paid clerks of the Courts of Civil Appeals, the Supreme Court, and the Court of Criminal Appeals out of the fees of office; and specifically suspending all laws and parts of laws in conflict herewith; and declaring an emergency."

To Committee on Finance.

By Senator Taylor:

S. B. No. 138, A bill to be entitled "An Act making appropriation to pay deficiency appropriations granted by the Governor prior to January 10, 1949 and for which no appropriations have heretofore been made, and declaring an emergency."

To Committee on Finance.

By Senator Taylor:

S. B. No. 139, A bill to be entitled "An Act appropriating monies out of the General Revenue Fund to pay Deficiency Certificates issued by the Comptroller under Articles 1035 and 1036, Code of Criminal Procedure, 1925, for the State's fiscal year ending August 31, 1947 and 1948 and supplementing appropriations made for the payment of certain fees and expenses in the Judiciary for the appropriations made for the fiscal year ending August 31, 1948 and for the fiscal year ending August 31, 1949, and declaring an emergency."

To Committee on Finance.

By Senator Taylor:

S. B. No. 140, A bill to be entitled "An Act amending Senate Bill Number 391, Acts of the Fiftieth Legislature, 1947, by increasing the purposes for which money appropriated to the State Board of Registration for Professional Engineers by Item 13 of the appropriation for said board can be expended and declaring an emergency."

To Committee on Finance.

By Senator Taylor:

S. B. No. 141, A bill to be entitled "An Act appropriating the sum of One Hundred and Seventy-five (\$175.00) Dollars, or so much thereof as may be necessary to satisfy, according to the terms thereof, the judgment rendered against the State of Texas in favor of John V. Dowdy, in Cause No. 700 in the Justice Court, Precinct Number One, Henderson County, Texas, said judgment being a final judgment; and declaring an emergency."

To Committee on Finance.

By Senator Hazlewood:

S. B. No. 142, A bill to be entitled "An Act regulating the appointment of assistant district attorneys and stenographer for the 47th Judicial District, prescribing their qualifications, duties, tenure, and compensation, and declaring an emergency."

To Committee on Finance.

By Senator Hazlewood:

S. B. No. 143, A bill to be entitled "An Act amending Sections 9, 10, and 12 of House Bill No. 258, Acts Regular Session, Forty-fifth Legislature, Chapter 125, known as the Firemen's Relief and Retirement Act; providing a saving clause; and declaring an emergency."

To Committee on Towns and City Corporations.

By Senator Hazlewood:

S. B. No. 144, A bill to be entitled "An Act making an emergency appropriation of \$10,000 to the Upper Red River Flood Control and Irrigation District for the purpose of placing a water gauging station at the Prairie Dog Fork Bridge in Hall County, Texas, and for other purposes, and declaring an emergency."

To Committee on Finance.

By Senator Lane:

S. B. No. 145, A bill to be entitled

"An Act amending Chapter 346, General Laws enacted by the Fiftieth Legislature, at its Regular Session in 1947 (Article 2815j-2, Vernon's Revised Civil Statutes), by adding thereto a new section to be numbered Section 3a, making an emergency appropriation for the support, maintenance, operation, and improvement of the Public Junior College which has been created and established since the biennial appropriation made by the Fiftieth Legislature in 1947; providing that said appropriation shall be governed by all the applicable provisions of the Act hereby amended; providing a saving clause; and declaring an emergency."

To Committee on Finance.

By Senator Moore:

S. B. No. 146, A bill to be entitled "An Act amending Section 5 of Chapter 10, page 12, General Laws of the Second Called Session of the 41st Legislature, as amended by Chapter 144, page 189, General Laws of the Regular Session of the 49th Legislature, so as to provide in paragraph or subsection (f) thereof for a system of rating of textbooks by the Textbook Committee and the adoption of textbooks by the State Board of Education on the basis of such ratings; repealing all laws or parts of laws in conflict; and declaring an emergency."

To Committee on Education.

By Senator Kelly of Tarrant:

S. B. No. 147, A bill to be entitled "An Act providing for the payment by every cooperative or fraternal association or corporation, domestic or foreign, doing business of any kind or nature whatsoever in Texas, of the same license fees and taxes paid by any other association or corporation engaged in doing the same or similar business under the laws of this State; defining terms; providing for the repeal of all laws and parts of laws in conflict with this Act; providing that the terms of this Act shall not apply to associations or corporations exempted from the payment of taxes under the provisions of Section 2, Article VIII of the Constitution of Texas; and declaring an emergency."

To Committee on State Affairs.

By Senator Hazlewood:

S. B. No. 148, A bill to be entitled "An Act to amend Title 5, Articles 176 and 176A of the Revised Civil Statutes of the State of Texas, 1925,

by adding a new article to be designated as Article 176B, providing that Reports of Alien Ownership of Land may be filed on or before Six Months from the time the occasion arises for filing such report; and declaring an emergency."

To Committee on Civil Jurisprudence.

Bill Ordered Not Printed

On motion of Senator Cousins and by unanimous consent, S. B. No. 65 was ordered not printed.

Senate Resolution 23

Senator Vick offered the following resolution:

Whereas, Each Member of the Senate has been presented this morning with a bundle of fine rose bushes produced by the East Texas Rose Growers Association of Tyler, Texas; and

Whereas, In each of said bundles some of the finest varieties of rose bushes are included; and

Whereas, Over 60 per cent of all the garden rose bushes produced in the United States are raised within a radius of 50 miles of Tyler, Texas, and over 35,000,000 of these bushes are produced and shipped out annually and planted in the finest gardens of the world, in 48 states and 25 foreign countries, it is appropriate that they should be planted in the gardens of the Members of the Senate of Texas; now, therefore, be it

Resolved, That the Senate of Texas recognize the magnitude of the importance of this vast industry to the State of Texas, and also acknowledge with appreciation the recognition that the East Texas Rose Growers Association of Tyler has given the Senate in presenting to each Member a bundle of these rose bushes from which these most beautiful roses bloom; and be it further

Resolved, That a copy of this resolution be sent to the East Texas Rose Growers Association of Tyler, Texas.

VICK

Signed—Allan Shivers, Lieutenant Governor; Senators Aikin, Ashley, Bell, Bracewell, Bullock, Carney, Colson, Corbin, Cousins, Hardeman, Harris, Hazlewood, Hudson, Jones, Kelley of Hidalgo, Kelly of Tarrant, Lane, Lock, Martin, McDonald, Moffett, Moore, Morris, Phillips, Proffer, Shofner, Strauss, Taylor, Tynan, Vick, Weinert.

The resolution was read.

On motion of Senator Aikin the names of the Lieutenant Governor and all members of the Senate were added to the resolution as signers thereof.

The resolution was adopted.

Senate Concurrent Resolution 7

Senator Corbin offered the following resolution:

S. C. R. No. 7, Relative to memorializing Congress to declare January 30th, the birthday of the late President Franklin Delano Roosevelt a National Holiday.

Whereas, The Congress of these United States has, from time to time since the founding of this nation memorialized our greatest statesmen and patriots by declaring their birthdays to be National Holidays; and

Whereas, On January 30, 1882 there was born at Hyde Park, New York, an American patriot and statesman who was destined to render greater service to his Nation and to the World than any other American living or dead; and

Whereas, That one of the greatest patriots of modern times, although reared in the lap of luxury, acquired early in life a deep-rooted determination to lift his less fortunate fellow men out of the mire of poverty and ignorance and to share with them on equal terms the burdens of citizenship and to make democracy work in this Nation; and

Whereas, After serving his state with distinction and his Nation with valor in time of war, he was afflicted with a dread disease that had crippled millions of our citizens and which would have ended the public career of any man of less fortitude; and

Whereas, By dint of courage and perseverance unsurpassed, if not unequaled in the annals of medical science, he not only overcame the ravages of that terrible disease, but by his example and through his untiring efforts a great scientific crusade has been launched by the people of this Nation which has resulted in the saving of thousands of lives and the rehabilitation of innumerable victims of poliomyelitis; and

Whereas, When dictators throughout the world began to threaten the Peace, he raised his voice loud in protest and warned the democratic nations of the earth of the impending disaster; and

Whereas, When the forces of destruction struck at the small, defenseless peoples nearest them, his voice awakened the sleeping and the indifferent to a realization of their great danger, and through his timely warning enabled them to arm themselves for the approaching conflict; and

Whereas, When this Nation was stabbed in the back by the treacherous Axis forces, and after the greatest military disaster in our history had shocked and terrified our people, he rallied them to the defense of their homes and led them through the discouragements and vicissitudes of the most terrible and costly war of all times to the greatest victory that has ever been achieved by any Nation on the earth; and

Whereas, When he fell on the field of battle with the victory already assured, and was laid to final rest, more millions mourned his death in every corner of the earth than had ever mourned the passing of any human being since the beginning of time; and

Whereas, He accomplished more in one short lifetime toward restoring the dignity of the common man and enabling him to live in decency and self-respect than had been accomplished in any comparable period since the beginning of the Christian era; and

Whereas, Since his death his memory has been honored in foreign lands far more than it has been honored in his homeland for which he gave his life; and

Whereas, A respectful interval following his death having passed prior to the convening of the 80th Congress, that body should have commemorated his sacrifice by declaring his birthday to be a National Holiday; and

Whereas, The people of this Nation, who are the true beneficiaries of the struggles and supreme sacrifices of this greatest of all Americans, deserve to have his memory respected and immortalized and it is the duty of the present Congress of the United States to render them such service; now, therefore, be it

Resolved, By the Senate and House of Representatives of the State of Texas jointly, that the Legislature of the State of Texas respectfully memorializes the Congress of the United States to enact a law declaring January 30th to be a National Holiday; and be it further

Resolved, That the Secretary of the

Senate is directed to transmit copies of this resolution to the President, the President Pro Tempore of the Senate, the Speaker of the House of Representatives and to each Senator and Representative from Texas in the Congress of the United States.

The resolution was read.

On motion of Senator Corbin and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 8

Senator Bullock offered the following resolution:

S. C. R. No. 8, Granting Mrs. Billie R. DuBois permission to sue the State.

Whereas, Carl Edward DuBois was killed in an automobile accident in Mitchell County, on September 6, 1948; and

Whereas, Mrs. Billie R. DuBois desires to sue the State of Texas and the Texas State Highway Department for damages resulting from said accident and the death of said Carl Edward DuBois; now, therefore, be it

Resolved, By the State Senate of the State of Texas, the House of Representatives concurring, that consent be granted to said Mrs. Billie R. DuBois to sue the State of Texas and the Texas State Highway Department in any court having jurisdiction in Mitchell County for damages because of the death of said Carl Edward DuBois and for funeral expenses. Service of process may be had by serving the Attorney General of Texas.

Nothing contained in this resolution shall be construed as an admission of liability, or of any fact against the State or its Highway Department.

The resolution was read and referred to the Committee on State Affairs.

Additional Senate Journals Ordered Printed

On motion of Senator Taylor and by unanimous consent, it was ordered that 500 copies of the daily Senate Journals be printed in addition to the number ordered printed in the caucus report (S. R. No. 1).

Executive Session

On motion of Senator Strauss, the Senate agreed to hold an executive session immediately.

Accordingly, the President directed all those not entitled to attend the executive session of the Senate to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

After Executive Session

The President called the Senate to order at 12:12 o'clock p.m.

Senate Concurrent Resolution 9

Senator Bell offered the following resolution:

S. C. R. No. 9, Providing for a committee to select a Poet Laureate for the State of Texas.

Whereas, There is a close connection between the long growth of civilization and the development of literature; and

Whereas, It has been customary in all ages for governments to recognize this relation by elevating the poet to the same plane as statesman and military leader; and

Whereas, The recognition of outstanding poets in this state and the elevation to places of honor will have a wholesome and beneficial effect on literature in this state; and

Whereas, The Legislature of the State of Texas has for several sessions established the policy sought by this Resolution to be continued; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, that there shall be named a committee of seven (7) to appoint and designate some outstanding and recognized poet who is a citizen of Texas, who shall be Poet Laureate of the State of Texas for a period of two (2) years from such appointment and designation; that said committee shall consist of three (3) members of the Senate to be named by the Lieutenant Governor, three (3) members of the House to be named by the Speaker, and said Committee shall meet with the Governor who is hereby designated as the seventh member of the committee; or if the Governor does not serve, he is hereby authorized to designate the seventh member of the committee.

BELL
VICK

The resolution was read.

On motion of Senator Bell, and by unanimous consent, the resolution was considered immediately and was adopted.

Senate Concurrent Resolution 10

Senator Bracewell offered the following resolution:

S. C. R. No. 10, Authorizing the State Board of Control to enter into a contract with the San Jacinto Museum of History Association for the continuance of the museum until otherwise provided for by the Legislature.

Whereas, The San Jacinto Museum of History Association, an organization of patriotic Texans, under contract with the Board of Control, entered into pursuant to Concurrent Resolution No. 21 of the 46th Legislature, and also pursuant to Senate Concurrent Resolution No. 18 of the 47th Legislature, and also pursuant to Senate Concurrent Resolution No. 4, passed by the regular session of the 49th Legislature of Texas in 1945, and also pursuant to Senate Concurrent Resolution No. 35, passed by the regular session of the 50th Legislature of Texas in 1947, has had the care, custody and control of the San Jacinto Memorial Monument and Tower on the San Jacinto Battlefield since the Memorial Tower was opened generally to the public on April 21, 1939; has maintained and operated the same, and the elevator therein, and the Museum in the base thereof, with funds raised by public subscription, making a small charge for the use of the elevator and the sale of souvenirs in and about said Memorial Tower, all without cost or expense to the State of Texas; and

Whereas, The Historical Museum maintained in the Museum Rooms in the base of the Memorial Tower is of great educational value, and has attracted the most favorable state, national, and international approval and interest, giving life and vitality to the building and attracting persons who would not otherwise visit the Memorial Tower and grounds, thereby increasing the revenue from the operation of the elevator and the sale of souvenirs; and

Whereas, During the short period of its operation the Museum has accumulated in excess of 100,000 accession items of historical value, some exceedingly rare and of great monetary value, acquired by individuals

at great expense and donated to the Museum; and the Museum, on account of the permanency of the building and the historical event it commemorates, from time to time is being made the recipient of valuable historical records by old families of Texas, who have selected the Museum as the repository of such records, in order that they may be preserved for posterity; and

Whereas, Such historical materials should be continuously sought after, received, catalogued, filed and properly arranged and preserved for the purposes of historical research and study, and at the same time exhibited and displayed to the public and made of public use and benefit in the portrayal and revisualization of our history, all of which requires museum cases and facilities adapted to the architecture of the building and the purposes for which it is used; and

Whereas, The Trustees of said Museum of History Association, by public subscription, originally raised some \$38,560.01, approximately \$25,000.00 of which has been expended for museum cases, furniture and fixtures for the Museum, and the greater part of the balance thereof for the operation of the Museum, and the Museum is now in need of additional museum cases, fixtures and facilities, as well as additional depository space and display rooms, and such space and rooms for the growth and development of the Museum may be had by the use and improvement of the unused space and unfinished rooms in the basement and in the shaft of the tower of the building; and

Whereas, Since the operation and maintenance of the San Jacinto Memorial Tower and the Museum therein are so correlated and of such importance to the State that they should be considered as one project, and all revenues derived from the operation of the elevator in the tower and the sale of souvenirs in and about the building should be used for the maintenance of the building, and the operation thereof, and the Museum therein, and in the expansion, improvement and development thereof; now, therefore, be it

Resolved, By the Senate and House of Representatives concurring, that the State Board of Control be authorized to enter into a contract with the San Jacinto Museum of History Association, whereby the care, custody

and control of the San Jacinto Memorial Tower will be given to and continue in the San Jacinto Museum of History Association until otherwise provided by the Legislature, to be maintained in good order by said Association without charge to the State of Texas, and requiring the Association to make no charge to the public for entering said building or Museum; and, be it further

Resolved, That said contract shall provide that the San Jacinto Museum of History Association, subject to the approval of the Board of Control, shall have authority to sell souvenirs and operate a concession in and about said building and to make a reasonable charge, approved by the Board of Control, for the use of the elevator to the observation floor of the Memorial Tower; and that the moneys heretofore and hereafter so collected shall be used exclusively by the San Jacinto Museum of History Association, under and subject to the approval of the Board of Control, for the maintenance, upkeep, repair and improvement of the San Jacinto Memorial Building and Tower, and for the operation thereof and the elevator therein, and for the maintenance, upkeep, operation, improvement and expansion of the Historical Museum therein, and the acquisition, care, maintenance, preservation and exhibition of historical materials, and the procurement of the necessary equipment, museum cases, cabinets, files and other facilities useful and necessary in the conduct, maintenance and operation of a Historical Museum of the first class, and for the payment of salaries of the director, archivist, receptionist, engineers, elevator operators, janitors and watchmen, and other services of employees necessary for the conduct, maintenance and operation of the said San Jacinto Memorial Monument and Museum; and such funds may be likewise used, when approved by the Board of Control, in the furtherance in part of any project for the improvement of the San Jacinto State Park that is being made under the authority of the San Jacinto State Park Commission, under the sole direction and control of the State Park Commission, or in conjunction with any other agency of the State or Federal Government; and, be it further

Resolved, That said contract shall provide that the San Jacinto Museum of History Association shall submit to

the State Board of Control for its examination and approval or disapproval, a detailed monthly report of all collections and expenditures made of such funds, and shall have its books of account audited annually by the State Auditor; and in addition, such books shall further be audited annually by a competent and disinterested certified public accountant, as the Board of Control shall so direct, and the result of such examination and audit submitted to the Board of Control.

The resolution was read and was referred to the Committee on State Affairs.

Resolution Signed

The President signed in the pres-

ence of the Senate, after giving due notice thereof, the following resolution:

H. C. R. No. 10, Designating the third Friday in January of each year as "Arbor Day."

Adjournment

On motion of Senator Bullock, the Senate at 12:20 o'clock p.m. adjourned until 10:30 o'clock a.m., Monday, January 31, 1949.

Record of Vote

Senator Phillips asked to be recorded as voting "nay" on the motion to adjourn.

In Memory of

Mrs. Bessie Newsome Mims

Senator Phillips offered the following resolution:

(Senate Resolution 24)

Whereas, On Tuesday, the 25th day of January, 1949, our Almighty God called from her earthly existence Mrs. Bessie Newsome Mims, wife of Mr. Lewis Mims; and

Whereas, We realize that we must yield to the inscrutable ways of Providence and bow to the will of Him who doeth all things well; and

Whereas, Mrs. Mims was a member of a pioneer Texas family, long-time resident of Brazoria County, and recent resident of Harris County, Texas; and

Whereas, She took a special interest in the welfare and progress of her native State, living a life of courage as illustrated by her appreciation, timeliness, and loyalty; and

Whereas, It is the desire of the Senate of Texas to recognize and to pay tribute to the useful life of this pioneer woman and to express sympathy to her family; now, therefore, be it

Resolved, That we express to the members of the family of the deceased our sincere sympathy and regret upon the passing of Mrs. Bessie Newsome Mims; that a copy of this resolution be mailed to the family of the deceased; and that when the Senate stands adjourned today it do so in respect to the memory of Mrs. Bessie Newsome Mims.

PHILLIPS
BRACEWELL

The resolution was read and was adopted by a rising vote of the Senate.

In Memory of

George W. Cottingham

Senator Bracewell offered the following resolution:

(Senate Resolution 25)

Whereas, God in His infinite wisdom, on the twelfth day of April, 1948, in the City of New York, called to rest George W. Cottingham, Harris County, Texas, one of the most distinguished and beloved citizens of Houston; and

Whereas, George W. Cottingham was born on the seventeenth day of May, 1894, in the City of Houston, Texas, the son of John R. and Harriet Mary Williams Cottingham, attending the public schools in the City of Houston and afterwards received his higher education at the University of Chicago; and

Whereas, In the year 1915, he joined the staff of the Houston Chronicle where he remained until his death, and during his long service with that great daily newspaper, he rose from Reporter to Editor, becoming City Editor in 1920, advancing to News Editor in 1922, and Managing Editor in 1926. In January, 1935, he assumed Editorship, which he held until his death. During all of his career, he was a militant defender of the freedom of speech, religion, and the press; and

Whereas, George W. Cottingham was called upon by his community and state to serve in many positions of public trust, to each of which he gave unselfishly of his time and talents, always performing any and every call to service with honor and distinction, reflecting credit upon himself and the entire citizenry of the State of Texas. He served as president of the Family Service Bureau, a Community Chest Agency in the City of Houston, in 1944, and in 1947, served as chairman of the Chest Executive Committee on Wife and Child Welfare and, in 1935, he was appointed by the Governor of Texas to the Texas Public Safety Commission and continued with thereafter successfully reappointed to that position by succeeding Governors of Texas, and at his death, he was serving as chairman of such commission, being the only member of the commission who had served continuously since its creation; and

Whereas, On the ninth day of September, 1926, George W. Cottingham was united in marriage with Mary Lee McKensir, who survives him, together with their children, Charles Heath Cottingham, George W. Cottingham, Jr., and Miss Mary Lee Cottingham. Now, therefore, be it

Resolved, By the Senate of the State of Texas that this body acknowledge with deep regret the loss to the State of Texas which occurred with the death of George W. Cottingham; that it might acknowledge the passing of one of Texas' most valued public servants, a man imbued with the spirit of democracy, whose conduct throughout his lifetime exemplified the finer qualities of service to mankind, a devoted husband and a kind father; be it further

Resolved, That copies of this resolution be forwarded to his wife, Mary Lee McKensir Cottingham, his children, Charles Heath Cottingham, George W. Cottingham, Jr., and Miss Mary Lee Cottingham.

BRACEWELL

Signed—Allan Shivers, Lieutenant Governor, Aikin, Ashley, Bell, Bracewell, Bullock, Carney, Colson, Corbin, Cousins, Hardeman, Harris, Hazlewood, Hudson, Jones, Kelley of Hidalgo, Kelly of Tarrant, Lane, Lock, Martin, McDonald, Moffett, Moore, Morris, Phillips, Proffer, Shofner, Strauss, Taylor, Tynan, Vick, Weinert.

The resolution was read.

At the request of the President, the names of the Lieutenant Governor and all Members of the Senate were added to the resolution as signers thereof.

The resolution was adopted by a rising vote of the Senate.